

Substitute for Form 1449/USPTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT(S)**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete If Known

Application Number:	10/579,866
Filing date:	March 23, 2007
First Named Inventor	Draghetti et al.
Art Unit:	3724
Examiner Name	Edward F. Landrum
Attorney Docket Number	99759-00017

In accordance with 37 C.F.R. §1.56, the references listed on the present form PTO/SB/08a are being brought to the attention of the Examiner for consideration in connection with the above-identified patent application.

The undersigned certifies, to the best of his/her knowledge after making a reasonable inquiry, that the present Information Disclosure Statement is being filed:

☐ I. Within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. §1.53(d); Within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; Before the mailing of a first Office action on the merits; or Before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114.

☒ II. After the time period specified in I. but prior to the mailing date of any of a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by one of: (1) a Certification Statement under section 37 C.F.R. §1.97(e); or (2) the fee set forth in 37 C.F.R. §1.17(p).

☐ III. After the time period specified in II, but prior to payment of the issue fee and it is accompanied by each of (1) a Certification Statement under section 37 C.F.R. §1.97(e); and (2) the fee set forth in 37 C.F.R. §1.17(p).

The filing of this Information Disclosure Statement shall not be construed to be a representation that a search has been conducted, nor shall it be construed as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

The undersigned has not submitted copies of the above cited U.S. Patent Documents, pursuant to the provisions of 37 CFR 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark Office has waived this requirement for all U.S. patent applications. As required under 37 CFR 1.98(a)(2), the undersigned submits herewith copies of the above cited Foreign Patent Documents and Non-Patent Literature Documents.

☐ Pursuant to 37 CFR 1.98(d), the undersigned has not submitted copies of those Foreign Patent Documents and/or Non-Patent Literature Documents which were previously cited in related US Application No. _____

The undersigned certifies, to the best of his/her knowledge after making a reasonable inquiry, that: (i) the foregoing earlier application(s) are relied on for an earlier effective filing date under 35 U.S.C. 120; and (ii) the Information Disclosure Statement(s) submitted in the earlier application(s) comply with 37 CFR 1.98(a)-(c).

CERTIFICATION STATEMENT UNDER 37 C.F.R. §1.97(e) - (If Applicable)

The undersigned certifies, to the best of his/her knowledge after making a reasonable inquiry, that:

☐ I. Each reference listed on the present form PTO/SB/08 was first cited in a communication from a foreign patent office for a counterpart foreign application not more than three months prior to the filing hereof. See 37 C.F.R. §1.97(e)(1).

☐ II. None of the reference(s) listed on the present form PTO/SB/08 were cited in a communication from a foreign patent office in a counterpart foreign application, and, no item of information contained in the present Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the present Information Disclosure Statement. See 37 CFR 1.97(e)(2).

FEE SUBMISSION UNDER 37 CFR 1.17 (p) - (If Applicable)

☒ Pursuant to 37 C.F.R. §1.97(c-d), the Commissioner is authorized to charge the required fee of \$180.00 under 37 C.F.R. §1.17(p) and any additional fees due or to credit any overpayment to Deposit Account No. 503570.

It is respectfully requested that the Examiner return a copy of the present form PTO/SB/08 with the Examiner's initials or other appropriate marks indicating consideration of the cited materials.

Date: August 13, 2010

Respectfully submitted,



Aaron P. Burdick, Attorney for Applicants
Registration No. 53,860